

FORM SUMMARY

Name of Form: Certificate of Descent

Form Number: PR-1947

Statutory Reference: §867.05, Wisconsin Statutes

Benchbook Reference: PR 8-13

Purpose of Form: Certificate stating the descent of the estate of decedent.

Who Completes It: Petitioner or attorney .

Distribution of Form: Original to court.

Accompanying Forms:

New Form/Modification: Modification; last update 4/94.

Modifications: Reformatted and updated to comply with statutes.

Comments: Section 867.05 allows the court to enter a certificate of descent without notice of hearing under certain conditions:

- The decedent died intestate;
- More than six years have passed since the death;
- No estate administration has taken place; and
- The court is satisfied who the heirs are and what their respective rights and interests in the property are without a need for a notice of hearing.

In such situations, the party seeking the certificate will present the Petition (PR-1945) along with this Certificate to the court for signature. If the court believes notice of hearing is required, the court will order hearing on notice. (PR-1946)

About this form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.